

Chang, Lisa

From: Mendelman, Krista
Sent: Wednesday, September 04, 2013 9:31 AM
To: Castner, Chris; Byron, Carrie; Chang, Lisa; Bonifaci, Angela; Wilcox, Michelle; Rylko, Michael; Hanft, Sally; Bonifacino, Gina
Subject: RE: Paperwork Reduction Act/Information Collection Rule requirements?

Hi Chris,
I agree with you ... I don't think it applies to pass through, either.

It is my understanding that the real crux of the issue is EPA involvement in the survey... did we ask for it? are we involved in developing it? That is why there is a somewhat odd interpretation that if an agreement is a grant, the recipient doesn't need to go through the EPA approval process and if it is a cooperative agreement (assumption – significant EPA involvement) that the recipient would need to go through the approval process.

So I think we could go with Dan's and your assessment. AND make sure that we are not involved in asking for or designing a survey in any way. I would suggest, if a PO is still concerned, they could document the file with a simple note to the file that says that EPA has not asked for and will not be involved in any way in the survey that the subawardee will carry out.

Krista

Krista Mendelman
USEPA Region 10 (OWW-137)
1200 6th Ave. Suite 900
Seattle, WA 98101
Phone: 206-553-1571
Fax: 206-553-0165

From: Castner, Chris
Sent: Wednesday, September 04, 2013 9:12 AM
To: Byron, Carrie; Chang, Lisa; Bonifaci, Angela; Wilcox, Michelle; Mendelman, Krista; Rylko, Michael; Hanft, Sally; Bonifacino, Gina
Subject: RE: Paperwork Reduction Act/Information Collection Rule requirements?

Lisa, Carrie, et al- I did a further search on this, looking at the text of Paperwork Reduction Act itself, and then also searching the grants policy library - http://intranet.epa.gov/ogd/policy/1.0-Policy_Guidance_Topics.htm for any specific EPA guidance on this. |

I found no reference to sub recipients responsibility to take actions to comply with the Paperwork Reduction Act and / or Information Collection Requests.

This doesn't mean it doesn't exist somewhere else; just that I couldn't find any reference and as such I am of the "opinion" that it does not apply as a pass through requirement.

It does apply to our direct grant recipients; but nothing to indicate that it flows through to sub-recipients too.

Chris Castner
US EPA - (206) 553-6517
castner.chris@epa.gov

From: Byron, Carrie

Sent: Wednesday, August 28, 2013 4:49 PM

To: Chang, Lisa; Castner, Chris; Bonifaci, Angela; Wilcox, Michelle; Mendelman, Krista; Rylko, Michael; Hanft, Sally; Bonifacino, Gina

Subject: RE: Paperwork Reduction Act/Information Collection Rule requirements?

Hi all,

Chris and I had a conversation about this recently and he pointed me to this document that Dan Steinborn prepared when the LO agreements were being developed listing which T&Cs passed through to subawards: G:\Baker\1 PUGET SOUND TEAM\Grants\Grants References, training, other resources\Pass-thru Conditions rev 3-7 DIS TRF.docx

This document indicates that this particular T&C does not pass on to subawardees. In fact that's what I just told the Marine and Nearshore LO when they launched their Social Marketing subaward recently, so it would be good to get that information soon.

Thanks!

Carrie Byron

Puget Sound Team

Office of Ecosystems, Tribal and Public Affairs

U.S. EPA, Region 10

1200 Sixth Avenue, Suite 900, ETPA-087

Seattle, WA 98101-1128

phone: 206.553.1760

byron.carrie@epa.gov

From: Chang, Lisa

Sent: Wednesday, August 28, 2013 4:18 PM

To: Castner, Chris; Bonifaci, Angela; Wilcox, Michelle; Mendelman, Krista; Byron, Carrie; Rylko, Michael; Hanft, Sally; Bonifacino, Gina

Subject: Paperwork Reduction Act/Information Collection Rule requirements?

Hi all,

I have a situation where a Tribal LO subawardee project involves a survey. Although the "Paperwork Reduction Act/Information Collection Rule" programmatic T&C is in some of our Puget Sound cooperative agreements, for some reason, it was not included in the Tribal LO award.

My understanding is that regardless of whether a Federal requirement is explicitly captured in a T&C in the award document, the recipient is required to comply with all applicable Federal requirements – which would mean that PRA/ICR is applicable to the LOs.

Furthermore, my understanding is that this requirement would flow down to subawardees as well.

Thoughts?

L